

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

|                            |   |
|----------------------------|---|
| In Re the Application of:  | ) Group Art Unit: 3662                        |
|                            | )   |
| DUPRAY et. al.             | ) Examiner: Phan Dao, Linda                   |
|                            | )   |
| Serial No.: 09/770,838     | ) Art Unit: 3662                              |
|                            | )   |
| Filed: Jan. 26, 2001       | ) <b><u>PETITION UNDER 37 CFR § 1.313</u></b> |
|                            | ) <b><u>TO WITHDRAW APPLICATION</u></b>       |
| Atty. File No.: 1003-1     | ) <b><u>FROM ISSUE</u></b>                    |
|                            | )   |
| For: "A GATEWAY AND HYBRID | )   |
| SOLUTIONS FOR              | )   |
| WIRELESS LOCATION"         | )   |

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

It is respectfully petitioned that the above-identified application be withdrawn from issue under 37 CFR 1.313 based on the discovery of new prior art references. A Request for Continued Examination (RCE) is being filed concurrently with this petition. An Information Disclosure Statement is concurrently filed herewith under 37 CFR § 1.114 to permit the USPTO to consider the new references as set forth in MPEP 609 subpart B(4). Because this withdrawal from issue is not the fault of the USPTO, the petition fee of \$130.00 in connection with this Petition pursuant to Section 1.17(h).

Respectfully submitted,  
SHERIDAN ROSS P.C.

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